



# TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

October 16, 2012

The Kure Beach Town Council held their regular Council meeting on Tuesday, October 16, 2012, at 6:30 pm. Attorney Canoutas was in attendance and there was a quorum of Council present.

## COUNCIL MEMBERS PRESENT

Mayor	Dean Lambeth
Mayor Pro Tem	Chuck Keener
Commissioner	Emilie Swearingen
Commissioner	David Heglar
Commissioner	Steve Pagley

## STAFF PRESENT

Finance Officer – Arlen Copenhaver  
Deputy Town Clerk – Nancy Hewitt

## CALL TO ORDER AND WELCOME

Mayor Lambeth called the meeting to order at 6:30 pm, delivered the invocation and led everyone in the Pledge of Allegiance.

## APPROVAL OF CONSENT AGENDA

1. Approve 2012 Municipal Records Retention and Disposition Schedule
2. Adopt Resolution 12-05, NHC Solid Waste Plan Update
3. Adopt Resolution 12-06, Support Dow Road Improvements
4. Adopt Resolution 12-07, Oppose Insurance Rate Increase Proposal
5. Approve new Mission Statement for the Stormwater & Environmental Committee
6. Accept resignation of Jean Martin from KB Community Center Committee
7. Appoint Susan Walters to the Beach Protection Committee as a regular member
8. Appoint Pat Triplett to the Beach Protection Committee as an alternate member
9. Building Inspections Report – September 2012
10. Finance Report
11. Police Report – September 2012
12. Fire Department Reports – August & September 2012
13. Meeting Minutes:
  - September 18, 2012 regular meeting
  - October 2, 2012 Joint Work Session

Mayor Lambeth read Resolution 12-05, Solid Waste Plan Update, and stated that Public Works Director Beeker told him that the decision that the County made regarding WASTECC doesn't affect this resolution.



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Mayor Lambeth read Resolution 12-06 in support of Dow Road improvements and said that Jim Trogdon from the DOT is going to go over the head of Sunny Point and meet with the head of the Army to submit the resolutions from Kure & Carolina Beaches to clear up issues regarding Dow Road.

Mayor Lambeth asked Commissioner Swearingen to read aloud Resolution 12-07, opposing the proposed insurance rate increase.

MOTION – Commissioner Heglar made the motion to approve the Consent Agenda.

SECOND – Commissioner Swearingen

VOTE – Unanimous

Said resolutions and the new Stormwater & Environmental Committee Mission Statement are herein incorporated as part of these minutes.

## ADOPTION OF THE AGENDA

Mayor Lambeth stated that the two gentlemen, Chuck Mullen and Gaython Eaton, who had previously signed up to address Council had canceled and he asked that their names be removed from the agenda.

MOTION – Commissioner Heglar made the motion to approve the agenda, as amended.

SECOND – Mayor Pro Tem Keener

VOTE – Unanimous

## DISCUSSION AND CONSIDERATION OF COMMITTEE BUSINESS

None

## DISCUSSION AND CONSIDERATION OF DEPARTMENT HEAD BUSINESS

### 1. Building Department

Mayor Lambeth asked Jim Dugan, Town liaison for the construction of the Ocean Front Park, to address Council. Mr. Dugan said that the Town's engineer, Brian Cox, called him late this afternoon to say he was contacted by Landmark Corporation requesting a two week extension on the final date for park construction. The reason for the extension is because the road was going to be the last project completed and there was equipment that was required to stay on the road until the final construction for the park. So, there was the possibility of having two mobilizations of equipment. Landmark said there will be no mobilization costs if the Town grants them the two week extension. This will move the projected completion date of the park to December 2, 2012.

Mr. Dugan reported that he had a meeting with the park's architects, the electrician and Landmark Corporation, and they reviewed the wiring system for the two buildings. He said a



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number of problems were worked out and there shouldn't be any wiring glitches. He said he was waiting to get a final date on the roofing of the pavilion and bathroom structures and that the restroom exterior is currently being built. He commented on the positive public feedback he has gotten regarding the boardwalk and all week long the benches and swings have been filled with people.

Commissioner Swearingen said she had spoken to Public Works Director Beeker who said he was very concerned that someone might get their fingers smashed between the top and the bottom of the switchback benches. She asked Mr. Dugan about it.

Mr. Dugan said there were discussions about it and the decision was to make the benches heavy enough to last but not so heavy that they could cause injury; but there is no guarantee that injury won't occur.

Commissioner Swearingen said maybe a warning sign could go on the end of the bench.

Mayor Lambeth concurred and said maybe a small, red marker with "PINCH POINT" could be placed at the area of hazard on the benches.

MOTION – Mayor Pro Tem Keener made the motion to move the finish date for construction on the park by two weeks, to December 2, 2012.

SECOND – Commissioner Heglar

VOTE – Unanimous

## DISCUSSION AND CONSIDERATION OF OLD BUSINESS

### 1. Job Description for Part-time Parks & Recreation Staff Position

Mayor Lambeth called Craig Bloszinsky, Vice Chairperson of the Parks and Recreation Advisory Board, to address Council.

Mr. Bloszinsky said that the Town Clerk put together a job description for a part-time Parks and Recreation staff position, with his input, and they both agreed on the points in the description. He said he took it to the Parks and Recreation Advisory Board and they approved it. The Community Center Committee asked that a responsibility be added in the description to assist with event coordination in accordance with the Community Center policy and procedures. He said this responsibility would be more in line with maintenance of the facility as far as renters having the correct documentation and "walk-throughs" being completed to ensure care of the facility when used for an event.

Mayor Lambeth asked if there was anything in the job description about who was going to lock up the bathrooms at the Ocean Front Park.



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Mr. Bloszinsky responded that there wasn't anything in the description in that regard. He said that he and the Town Clerk didn't get quite that specific as the intent was to keep the description of responsibilities broad.

Mayor Pro Tem Keener asked if it was possible to get another college intern in addition to the part-time person to which Mr. Bloszinsky responded that he had already contacted the County's Parks & Recreation Department about it.

Commissioner Swearingen suggested that the position title for the job description be revised to Recreation Coordinator rather than Event Coordinator.

Mayor Lambeth suggested that the position title be revised to Recreation and Event Coordinator.

Commissioner Heglar said that the Town Clerk had some question marks on the job description that should be answered.

Mr. Bloszinsky said that he and the Town Clerk had gotten together and taken care of them; that there are no longer any question marks.

Deputy Town Clerk Hewitt asked Council to consider the notation from the Town Clerk under bullet point #8: "Assist in keeping the Ocean Front Park facility, equipment and supplies organized, neat and clean. (assumption here is that Community Center committee will continue responsibility for the center)."

Mr. Bloszinsky said he talked to Mayor Lambeth about it and they would like it to read "Assist in keeping Town facilities, equipment and supplies organized, neat and clean." He said that he and the Town Clerk wanted to keep it general so they could adequately use the individual wherever needed.

Commissioner Heglar asked who would be responsible for advertising and interviewing for the position, and who would be responsible for overall supervision of the position.

Mr. Bloszinsky said, besides the Town Clerk, he would like to be included in the interview process, along with Charlotte Philemon, the Chairperson of the Community Center Committee. He said the individual would report to the Town Clerk and take most of the direction from her.

MOTION – Commissioner Heglar made the motion to approve the job description with the following revisions: change the job title to Recreation Coordinator; revise duties and



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responsibilities as discussed; have the Town Attorney review the job description and then advertise the position.

SECOND – Commissioner Swearingen

VOTE – Unanimous

CONSENSUS – Council would like the Town Clerk to include Craig Bloszinsky and Charlotte Philemon, or a designee of her choice, in the interview process.

Mr. Bloszinsky said he will work with the Deputy Town Clerk to make the approved revisions to the job description, after which the Town Attorney will review it.

## DISCUSSION AND CONSIDERATION OF NEW BUSINESS

### 1. Proposed Insurance Rate Increase for New Hanover County

Mayor Lambeth said that people from 20 other North Carolina counties will be attending the public comment session being held in Raleigh tomorrow, to address the proposed insurance rate increase. He urged the public to send letters or emails opposing the 30% increase being proposed for New Hanover County. He said the Town rented a 15-passenger van to take concerned Kure Beach citizens to Raleigh and invited the public to join him at Town Hall tomorrow morning to leave by 6:00 am, if interested in attending.

Commissioner Heglar asked if a notice had been sent out to the public regarding the van.

Deputy Town Clerk Hewitt responded that a notice had been placed on the Town's website under Town News twice about the issue and announcing the free van ride to Raleigh. Anyone who signed up for Town News under the Notify Me option on the website would have received two notices in their email.

## ADJOURNMENT

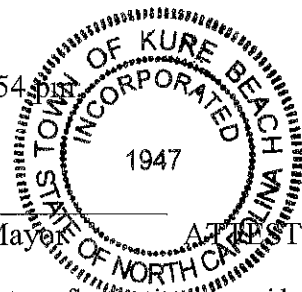
MOTION – Commissioner Heglar made the motion to adjourn.

SECOND – Mayor Pro Tem Keener

VOTE – Unanimous

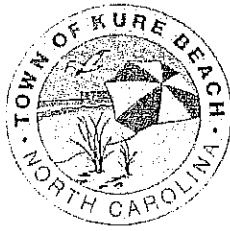
Meeting adjourned at 6:54 p.m.

Dean Lambeth, Mayor



Nancy Hewitt, Deputy Town Clerk

NOTE: These are action minutes reflecting items considered and actions taken by Council. These minutes are not a transcript of the meeting. Persons wishing to hear the recording of this meeting may request to do so by contacting the Town Clerk.



TOWN COUNCIL  
TOWN OF KURE BEACH, NC

*R*ESOLUTION R12-05

NEW HANOVER COUNTY SOLID WASTE PLAN UPDATE

*WHEREAS*, it is a priority of this community to protect human health and the environment through safe and effective management of municipal solid waste; and

*WHEREAS*, the reduction of the amount and toxicity of the local waste stream is a goal of this community; and

*WHEREAS*, equitable and efficient delivery of solid waste management services is an essential characteristic of the local solid waste management system; and

*WHEREAS*, it is a goal of the community to maintain and improve its physical appearance and to reduce the adverse effects of illegal disposal and littering; and

*WHEREAS*, involvement and education of the citizenry is critical to the establishment of an effective local solid waste program; and

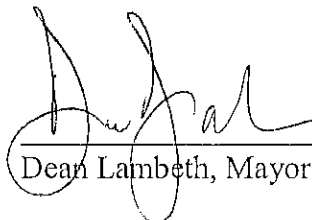
*WHEREAS*, the State of North Carolina has placed planning responsibility on local government for the management of solid waste; and

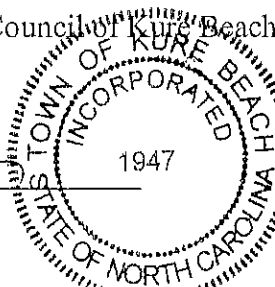
*WHEREAS*, NC General Statute 130A-309.09A(b) requires each unit of local government, either individually or in cooperation with other units of local government, to update the Ten Year Comprehensive Solid Waste Management Plan at least every three years; and

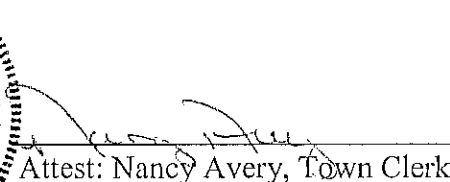
*WHEREAS*, the Kure Beach Public Works Department has undertaken and completed planning efforts to evaluate the appropriate technologies and strategies available to manage solid waste effectively;

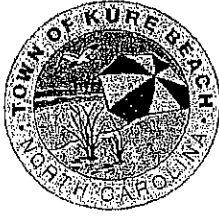
*NOW, THEREFORE, BE IT RESOLVED THAT* the Town Council of Kure Beach does hereby approve the New Hanover County Solid Waste Plan Update.

Adopted by the Town Council of Kure Beach this 16<sup>th</sup> day of October 2012.

  
\_\_\_\_\_  
Dean Lambeth, Mayor



  
\_\_\_\_\_  
Attest: Nancy Avery, Town Clerk



TOWN COUNCIL  
TOWN OF KURE BEACH, NC

*R*ESOLUTION R12-06

IN SUPPORT OF DOW ROAD (SR 1573) IMPROVEMENTS

*WHEREAS*, the Town of Kure Beach Town Council sincerely believes enhancements need to be made to Dow Road (State Road 1573) to allow for the addition of five foot paved shoulders on each side of the road and three turn lanes at the intersections of Cape Fear Boulevard, Harper Avenue and Ocean Boulevard; and

*WHEREAS*, the Town Council takes very seriously the safety of all residents and visitors to the island and the town; and

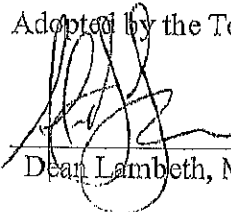
*WHEREAS*, the residents and visitors of this island have been using the same two lane road known as Dow Road for twenty plus years with no widening or enhancements during this time while the population of our town and the area has increased; and

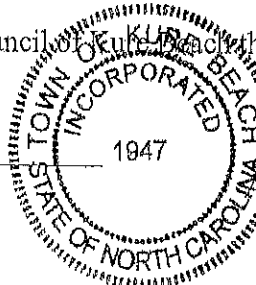
*WHEREAS*, the Town Council recognizes that traffic on Dow Road in the form of both vehicles and bicycles has grown enormously in the last few years and hereby states that the additional use is causing a dangerous situation as there is no bicycle route established on Dow Road nor is there currently room for one; and

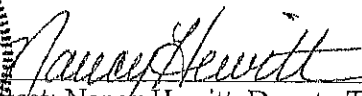
*WHEREAS*, the current use of Dow Road by bicyclists is putting riders at great risk as well as the vehicles that swerve to go around the bicycles into the lane with on coming traffic meaning it is a matter of time before deadly accidents occur;

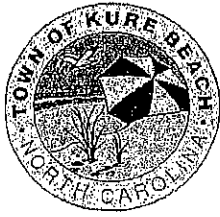
*NOW, THEREFORE, BE IT RESOLVED THAT* the Kure Beach Town Council states unequivocally that improvements to Dow Road (SR 1573) are necessary and should be done expediently. The Town Council approved a resolution in August of 2012 on the same subject matter. The Town Council formally requests the Military Operations Terminal at Sunny Point, the State of North Carolina Department of Transportation and the State of North Carolina General Assembly to hear and acknowledge its concerns and move forward with the proposed enhancements for Dow Road (SR 1573).

Adopted by the Town Council of Kure Beach this, the 16th day of October, 2012.

  
Dean Lambeth, Mayor



  
Nancy Hewitt, Deputy Town Clerk



TOWN COUNCIL  
TOWN OF KURE BEACH, NC

**R**ESOLUTION R12-07

**OPPOSING RATE INCREASE BY THE  
NORTH CAROLINA DEPARTMENT OF INSURANCE**

**WHEREAS**, the North Carolina Rate Bureau is recommending to the North Carolina Department of Insurance a 30 percent rate increase for homeowners' insurance for the coastal counties of New Hanover, Brunswick, Pender, Onslow and Carteret, and a statewide average increase of 17.7 percent ; and

**WHEREAS**, the proposal comes after a 17.5 percent increase for coastal areas in 2009, in addition to rate increases in every rate cycle since 1992; and

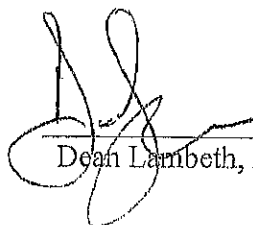
**WHEREAS**, homeowners in coastal communities already pay premiums at two to three times the rate charged for inland properties in addition to having separate wind and hail policies; and

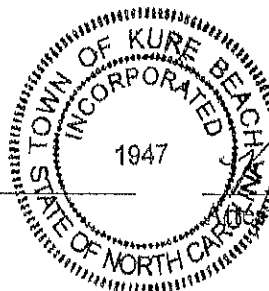
**WHEREAS**, the disparity between rates in the coastal counties and the inland counties is unwarranted and will once again place an undue and excessive burden on homeowners in coastal counties; and

**WHEREAS**, state law now mandates the North Carolina Department of Insurance to consider public comments prior to adopting rate increases;

**NOW, THEREFORE BE IT RESOLVED**, that the Kure Beach Town Council opposes the rate increase requested by the insurance industry for the citizens and homeowners of New Hanover County. The Kure Beach Town Council further encourages citizens to file their own comments with the Department of Insurance before the October 19, 2012 deadline.

Adopted by Kure Beach Town Council this 16<sup>th</sup> day of October, 2012.

  
Dean Lambeth, Mayor



  
Nancy Hewitt, Deputy Town Clerk





# Stormwater & Environmental Committee

## Mission Statement

The mission of the Kure Beach Stormwater & Environmental Committee is to assist in protecting, maintaining and enhancing the public health, environment and general welfare of the community by advising the Town on issues relating to storm water management and other environmental concerns.

Requesting approval of new Mission Statement on 10/16/12